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Attorneys for Third-Party Defendant, Counter-Claimant and Cross-Defendant
ENVIRONMENTAL RESOLUTIONS, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

KFD ENTERPRISES, INC., a California
Corporation dba Norman's Dry Cleaner,

Plaintiff,

vs.

CITY OF EUREKA,

Defendant.

CITY OF EUREKA,

Counter-Claimant and Third
Party Plaintiff,

vs.

KFD ENTERPRISES, INC., a California
Corporation dba Norman's Dry Cleaner, UNOCAL
CORPORATION,

Cross-Defendant and Third
Party Defendant.

UNOCAL CORPORATION,

Third Party Defendant and
Third Party Plaintiff,

vs.

ENVIRONMENTAL RESOLUTIONS, INC.

Third Party Defendant.

CASE NO. CV-08-4571MMC

**STIPULATION TO EXTEND
ENVIRONMENTAL
RESOLUTIONS, INC.'S TIME TO
FILE A RESPONSIVE PLEADING
AND ORDER**

1 The Court has recently granted in part, and denied in part, ERI's motion to dismiss. In
 2 these circumstances, ERI has 14 days to file a responsive pleading. (See F.R.C.P. 12(a)(4)(A).)
 3 However, in its ruling, the Court granted leave to amend as to certain causes of action. The
 4 parties have been given until December 10, 2010, to file an amended complaint, which is after
 5 ERI's time to file a responsive pleading expires.

6 To avoid the parties filing unnecessary pleadings and motions, the Parties stipulate that
 7 ERI has until December 24, 2010 to file a responsive pleading to KFD's Third Amended
 8 complaint and the City of Eureka's Third Amended Complaint. Should any of these parties file
 9 amended pleadings pursuant to the Court's November 12, 2010 order, the deadlines to respond to
 10 such amended pleadings shall be those deadlines provided under the Federal Rules and this
 11 stipulation shall not apply.

12 Dated: November 22, 2010

GORDON & REES LLP

13 By: /s/ George A. Acero

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 16 KATHLEEN M. RHOADS
 17 GEORGE A. ACERO
 Attorneys for Environmental
 Resolutions, Inc.

18
 19 Dated: November 22, 2010

GREBEN & ASSOCIATES

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 21 By: /s/ Jan A. Greben

22 Jan A. Greben
 23 Shelley O'Connor
 Attorneys for KFD Enterprises, Inc., a
 24 California corporation dba Norman's
 Dry Cleaner

1
2 Dated: November 22, 2010

DAVIDOVITZ & BENNETT LLP

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4 By: /s/ Charles Bolcom

5 MORIS DAVIDOVITZ
6 CHARLES BOLCOM
7 STACEY ALTON
8 Attorneys for City of Eureka

9 **ORDER**

10 **IT IS SO ORDERED.**

11 DATED: _ November 23, 2010 _

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13 Honorable Maxine M. Chesney
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